

INVOICE

Alex Mas
The Nature Conservancy
14 Main Street, Suite 401
Brunswick ME 04011
E-mail: amas@tnc.org

Invoice # 38

Date: May 6, 2010

Bill To:

Environmental Protection
BLWQ
17 State House Station
Augusta ME 04333-0017

Vendor Code:

VC1000067626

	Description
	In Lieu Fee for Wetland Compensation \$42,623.24
	DEP Number:
	Internal transfer-invoice
	PS Bangor LLC NAE-1991-2551-M2 Check number 1838187
	Total \$42,623.24

IN-LIEU-FEE (ILF) PROJECT DATA WORKSHEET

DEP Invoice # 38

[Note: Will be filled in by ILF Administrator in Augusta]

Project name: Lowe's Home Improvement Center

Applicant (s): PS Bangor, LLC

DEP/Corps permit #: NAE-1991-2551-M2

[Note: Please attach a PDF copy of the permit]

DEP ATS #: N/A

ILF Contribution Amount \$42,623.24

[Note: Please attach a PDF copy of the check]

Project address: Springer Drive, Bangor, Maine

[Note; Please attach a PDF map of project location]

Biophysical region: Central Maine Embayment

Size of total impact subject to compensation: 14,597 sf

Resources Impacted: *[The resource table on page 2 MUST be filled in with all resource types impacted, amounts and functions.]*

Project manager: Shawn Mahaney

Note: The ILF Project Data Worksheet must be filled out by the PM within 3 days of receiving a contribution to the "Natural Resource Mitigation Fund" and faxed along with a copy of the check to James Cassida in Augusta at 287-7826. The distribution of ILF contributions is time sensitive.

The PM should also double check to make sure that the check has been routed to Augusta with the correct account number reference. The account # for the ILF program is 014.06A.1776.14

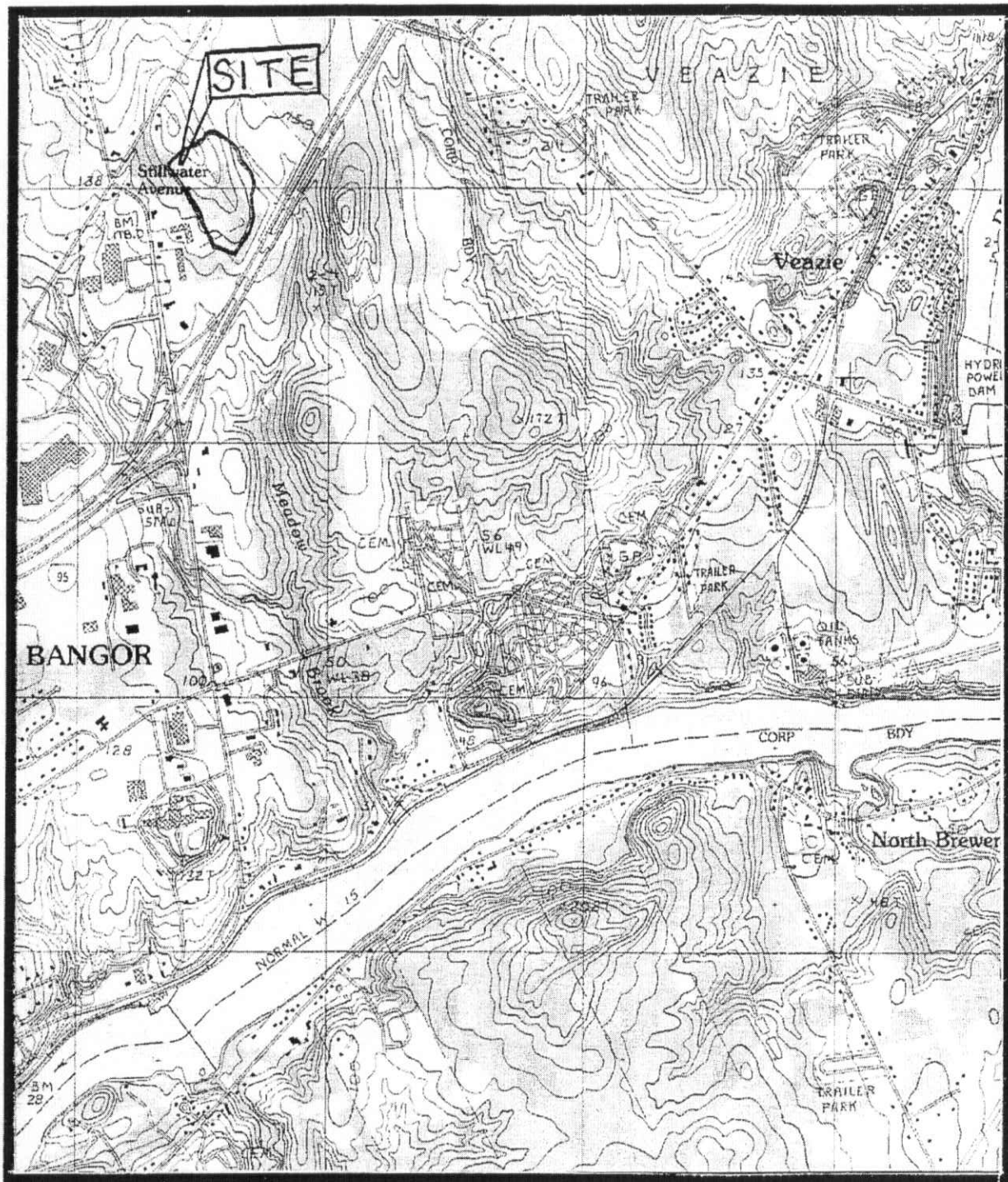
Resource(s) Impacted:

Resource Type: (Wetlands by NWI Type (PFO, PSS, M1, M2, E1, E2, etc), significant vernal pool (SVP), shorebird feeding & staging habitat (Shorebird), inland waterfowl & wading bird habitat (IWWH), tidal waterfowl & wading habitat (TWWH), and river, stream, or brook (RSB).

Wetland Functions & Values: Groundwater recharge/discharge (GWR); floodflow alterations (FF); fish & shellfish habitat (FSH); sediment toxicant retention (STR); nutrient removal (NR); production export (PE); sediment/shoreline stabilization (SS); wildlife habitat (WH); recreation (R); education/scientific value (ESV); uniqueness/heritage (UH); and visual quality/aesthetics (VQ).

Types of impacts: may include filling, dredging, vegetation conversion (e.g. forested to shrub/scrub), others.

Resource type (list all that apply)	Functions (for wetland impacts) (list all that apply, by resource type)	Type of Impact (by resource type)	Sq Feet Impacted (by resource type)
PFO	GWR & WH	FILL	10,323 SF
PSS	GWR & WH	FILL	4,274 SF
Total square feet impacted			



LOCATION MAP

PROPOSED RETAIL DEVELOPMENT

BANGOR, MAINE

VEAZIE QUADRANGLE

SCALE: 1 INCH = 2,000 FEET

PS Bangor, LLC
December 2007

Sheet 1 of 4

Sebago Technics
Engineering & Planning for the Future



DEPARTMENT OF THE ARMY
NEW ENGLAND DISTRICT, CORPS OF ENGINEERS
696 VIRGINIA ROAD
CONCORD, MASSACHUSETTS 01742-2751

REPLY TO:
ATTENTION OF:

MAINE PROGRAMMATIC GENERAL PERMIT (PGP)
AUTHORIZATION LETTER AND SCREENING SUMMARY

PS Bangor, LLC
One Wells Avenue
Newton, MA 02159

CORPS PERMIT # NAE-1991-2551-M1
CORPS PGP ID# 08-234
STATE ID# L-10760-TC-I-N/
L-10760-23-H-A

DESCRIPTION OF WORK:

Fill approximately 14,878SF (0.3415 acres) of freshwater wetland off Springer Drive at Bangor, Maine in conjunction with the construction of a Lowe's Home Improvement Center and two restaurants as shown on the attached plans entitled "PS Bangor, LLC" in four (4) sheets dated "December 2007". SPECIAL CONDITIONS: See attached sheet.

LAT/LONG COORDINATES: 44.8370406° N 68.7395202° W USGS QUAD: VEAZIE, ME

I. CORPS DETERMINATION:

Based on our review of the information you provided, we have determined that your project will have only minimal individual and cumulative impacts on waters and wetlands of the United States. Your work is therefore authorized by the U.S. Army Corps of Engineers under the enclosed Federal Permit, the Maine Programmatic General Permit (PGP). This is your Corps Permit.

You must perform the activity authorized herein in compliance with all the terms and conditions of the PGP [including any attached Additional Conditions and any conditions placed on the State 401 Water Quality Certification including any required mitigation]. Please review the enclosed PGP carefully, including the PGP conditions beginning on page 7, to familiarize yourself with its contents. You are responsible for complying with all of the PGP requirements; therefore you should be certain that whoever does the work fully understands all of the conditions. You may wish to discuss the conditions of this authorization with your contractor to ensure the contractor can accomplish the work in a manner that conforms to all requirements.

If you change the plans or construction methods for work within our jurisdiction, please contact us immediately to discuss modification of this authorization. This office must approve any changes before you undertake them.

Condition 38 of the PGP (page 15) provides one year for completion of work that has commenced or is under contract to commence prior to the expiration of the PGP on October 11, 2010. You will need to apply for reauthorization for any work within Corps jurisdiction that is not completed by October 11, 2011.

No work may be started unless and until all other required local, State and Federal licenses and permits have been obtained. This includes but is not limited to a Flood Hazard Development Permit issued by the town if necessary. Also, this permit requires you to notify us before beginning work and allow us to inspect the project. Hence, you must complete and return the attached Work Start Notification Form(s) to this office no later than 2 weeks before the anticipated starting date and a signed Compliance Certification Form within one month following the completion of the authorized work. (For projects requiring mitigation, be sure to include the MITIGATION WORK START FORM).

II. STATE ACTIONS: PENDING [] , ISSUED [X] , DENIED [] DATE 05/30/2008

APPLICATION TYPE: PBR: TIER 1: X TIER 2: TIER 3: NRPA: X LURC: DMR LEASE: NA:

III. FEDERAL ACTIONS:

JOINT PROCESSING MEETING: 06/24/2008 LEVEL OF REVIEW: CATEGORY 1: CATEGORY 2: X

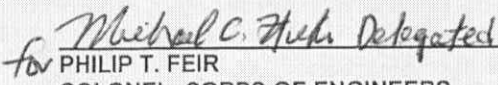
AUTHORITY (Based on a review of plans and/or State/Federal applications): SEC 10 , 404 X 10/404 , 103

EXCLUSIONS: The exclusionary criteria identified in the general permit do not apply to this project.

FEDERAL RESOURCE AGENCY OBJECTIONS: EPA NO , USF&WS NO , NMFS NO

If you have any questions on this matter, please contact Shawn Mahaney of my staff at 207-623-8367 ext 4. at our Manchester, Maine Project Office.


SHAWN B. MAHANEY
SENIOR PROJECT MANAGER
MAINE PROJECT OFFICE

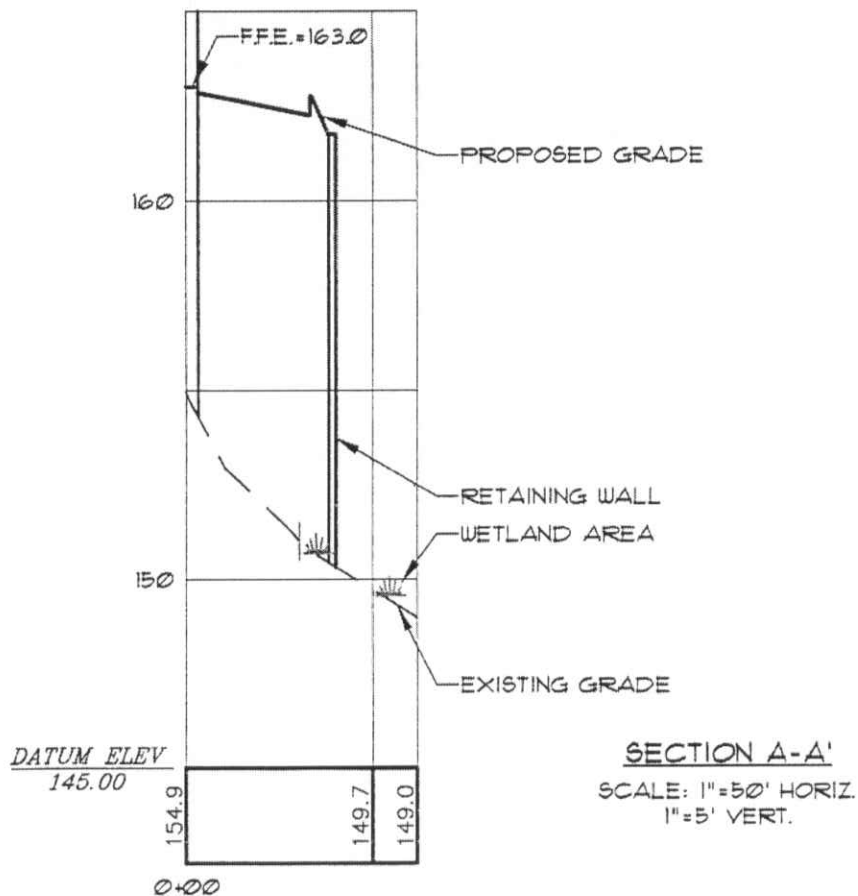
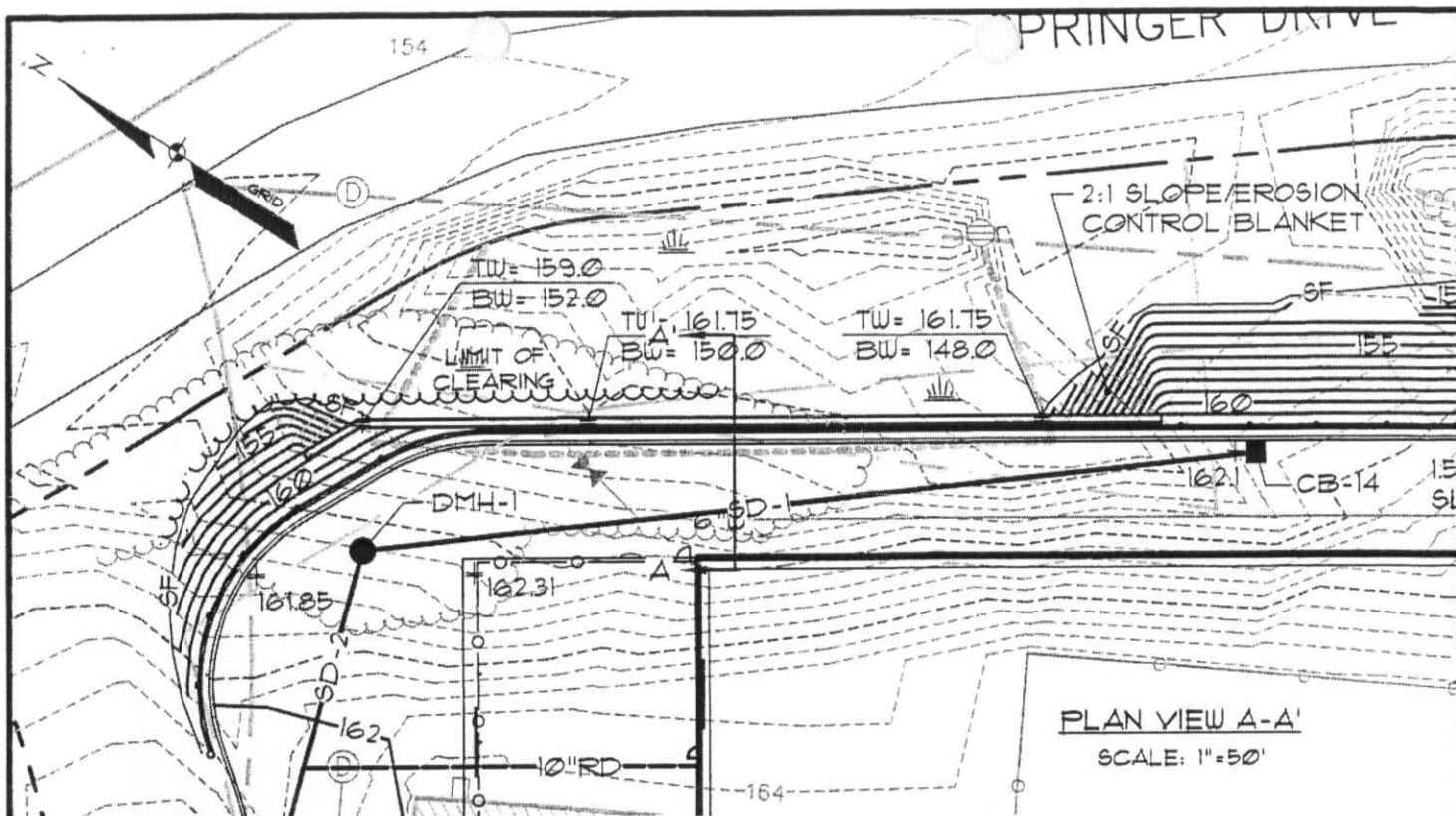

for PHILIP T. FEIR
COLONEL, CORPS OF ENGINEERS
DISTRICT ENGINEER
DATE 8/22/08



US Army Corps
of Engineers
New England District

SPECIAL CONDITIONS FOR
DEPARTMENT OF THE ARMY
PROGRAMMATIC GENERAL PERMIT
NO. NAE-1991-2551-M1

1. The permittee shall ensure that a copy of this permit is at the work site whenever work is being performed and that all personnel performing work at the site of the work authorized by this permit are fully aware of the terms and conditions of the permit. This permit, including its drawings and any appendices and other attachments, shall be made a part of any and all contracts and sub-contracts for work which affects areas of Corps of Engineers' jurisdiction at the site of the work authorized by this permit. This shall be done by including the entire permit in the specifications for the work. If the permit is issued after construction specifications but before receipt of bids or quotes, the entire permit shall be included as an addendum to the specifications. The term "entire permit" includes permit amendments. Although the permittee may assign various aspects of the work to different contractors or sub-contractors, all contractors and sub-contractors shall be obligated by contract to comply with all environmental protection provisions of the entire permit, and no contract or sub-contract shall require or allow unauthorized work in areas of Corps of Engineers jurisdiction.
2. Adequate sedimentation and erosion control devices, such as geo-textile silt fences or other devices capable of filtering the fines involved, shall be installed and properly maintained to minimize adverse impacts on waters and wetlands during construction. These devices must be removed upon completion of work and stabilization of disturbed areas. The sediment collected by these devices must also be removed and placed upland, in a manner that will prevent its later erosion and transport to a waterway or wetland.
3. This permit authorizes impacts to only those areas of wetlands shown on the attached plans. No additional filling, clearing or other disturbance of waters of the United States (wetlands or waterways) is authorized without written approval from the Corps.
4. Mitigation shall consist of payment of \$44,038.88 to the Natural Resource Mitigation Fund. The Corps will provide a completed ILF Project Data Worksheet which must be mailed with a cashiers check or bank draft, made out to "Treasurer, State of Maine", with the permit number noted on the check. The check and worksheet should be mailed to: MEDEP, Attn: ILF PROGRAM ADMINISTRATOR, State House Station 17, Augusta, ME 04333. **This authorization (permit) is not valid** until the permittee provides the Corps with a copy of the check, with the permit number noted on the check. The ILF amount is only valid for a period of one year from the date on the authorization letter. After that time, the project would need to be reevaluated and a new amount determined.
5. This authorization requires you to 1) notify us before beginning work so we may inspect the project, and 2) submit a Compliance Certification Form. You must complete and return the enclosed Work Start Notification Form(s) to this office at least two weeks before the anticipated starting date. You must complete and return the enclosed Compliance Certification Form within one month following the completion of the authorized work and any required mitigation (but not mitigation monitoring, which requires separate submittals).



Sebago Technics

Engineering Expertise You Can Build On
One Chabot Street
Westbrook, Me 04098-1339
Tel (207) 856-0277

WETLAND IMPACT SECTION A-A'

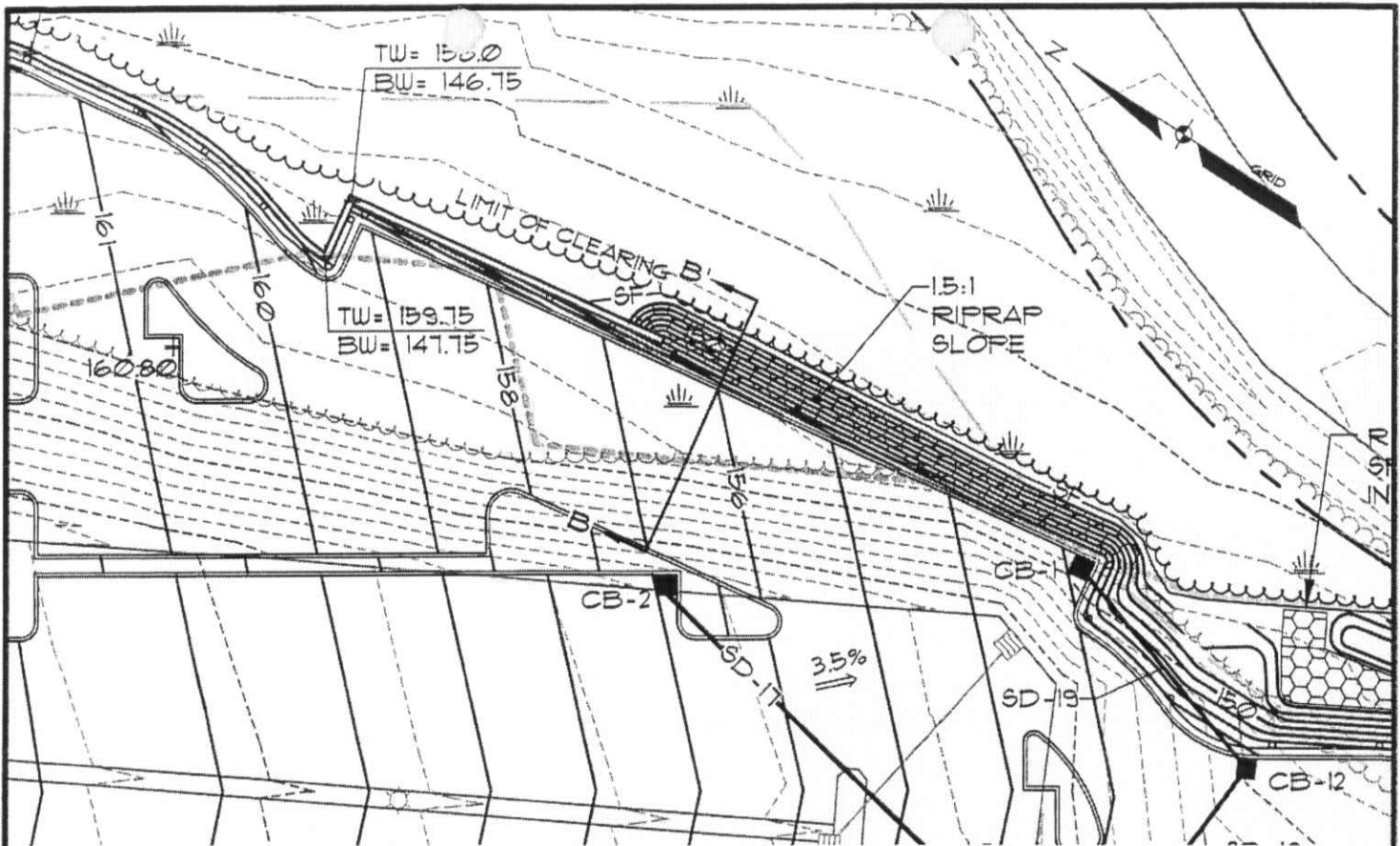
OF LOWE'S OF BANGOR

LOCATION:
SPRINGER DR. & LONGFELLOW DR.
BANGOR, ME

FOR:
PS
N

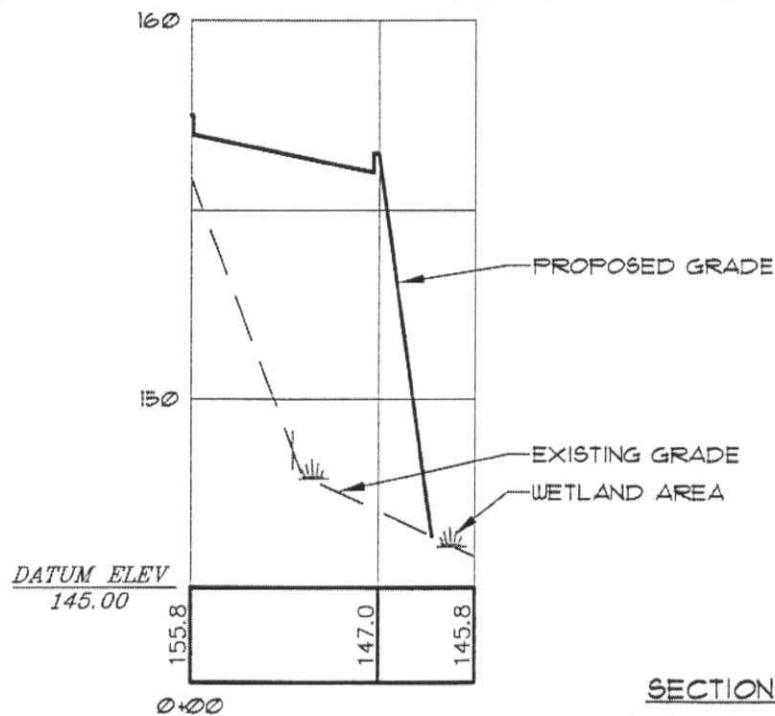
PS Bangor, LLC
December 2007

SCALE: AS SHOWN



PLAN VIEW B-B'

SCALE: 1"=50'



SECTION B-B'

SCALE: 1"=50' HORIZ.
1"=5' VERT.

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Westbrook, Me 04098-1339
Tel (207) 856-0277



WETLAND IMPACT SECTION B-B' OF LOWE'S OF BANGOR

LOCATION:
SPRINGER DR. & LONGFELLOW DR.
BANGOR, ME

FOR:
PS

PS Bangor, LLC
December 2007

SCALE: AS SHOWN

WACH EXP01 SH



66-156
531

WACHOVIA BANK, N.A.
CHAPEL HILL, NORTH CAROLINA

P O BOX 1111

NORTH WILKESBORO, NORTH CAROLINA 28656

DATE

AMOUNT

CHECK NO. 1838187

PAY

FORTY TWO THOUSAND SIX HUNDRED TWENTY
THREE AND 24/100 DOLLARS *****

04/22/10

*****42,623.24

TO
THE
ORDER
OF

TREASURER, STATE OF MAINE
MEDEP-ATTN ILF PROG ADMIN
STATE HOUSE STATION 17
AUGUSTA ME 04333

VOID AFTER 90 DAYS



[Signature]

MP

[Signature]

MP

In Lieu Fee

FIBERS MUST BE VISIBLE IN THE PAPER. DO NOT NEGOTIATE IF NOT PRESENT.

⑈1838187⑈ ⑆053101561⑆ 2079900470455⑈



P O Box 1111
North Wilkesboro, NC 28656

▲ Detach Here ▲

Statement of Remittance

STORE	REF.NO.	INVOICE NO.	DATE	VOUCHER	GROSS AMOUNT	DISCOUNT	NET AMOUNT
		NAE-1991-2551-M3 BANGORME	022210	BJXNDM	42,623.24	.00	42,623.24
CHECK NO.	DATE	VENDOR NO.			TOTAL GROSS	TOTAL DISC.	TOTAL AMOUNT
1838187	042210	0000138553 TREASURER, STA			42,623.24		42,623.24